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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

GIL CROSTHWAITE, JOHN BONILLA, in	)	Case No.: C 05-00551 SI
their respective capacities as Trustees of the	)	
OPERATING ENGINEERS HEALTH AND	)	
WELFARE TRUST FUND FOR	)	
NORTHERN CALIFORNIA; PENSION	)	STIPULATION FOR DISMISSAL OF
TRUST FUND FOR OPERATING	)	AMERICAN CONTRACTORS INDEMNITY
ENGINEERS; PENSIONED OPERATING	)	COMPANY WITH PREJUDICE UPON
ENGINEERS HEALTH AND WELFARE	)	SETTLEMENT OF CASE
FUND; OPERATING ENGINEERS AND	)	
PARTICIPATING EMPLOYERS PRE-	)	
APPRENTICESHIP; APPRENTICE AND	)	
JOURNEYMAN AFFIRMATIVE ACTION	)	
TRAINING FUND; OPERATING	)	
ENGINEERS VACATION AND HOLIDAY	)	
PLAN; OPERATING ENGINEERS	)	
CONTRACT ADMINISTRATION TRUST	)	
FUND; OPERATING ENGINEERS	)	
MARKET PRESERVATION FUND;	)	
OPERATING ENGINEERS INDUSTRY	)	
STABILIZATION TRUST FUND;	)	
BUSINESS DEVELOPMENT TRUST	)	
FUND; and HEAVY AND HIGHWAY	)	
COMMITTEE,	)	
	)	
Plaintiffs,	)	
vs.	)	
	)	
ANTHONY BRIAN MINIX, individually and	)	
doing business as MINIX EXCAVATORS,	)	
	)	

1 Defendants. )  
2 \_\_\_\_\_ )

3 The undersigned parties, having reached a settlement in the above- referenced case, hereby  
4 stipulate and request that the Court so order that the above-entitled matter be dismissed in its  
5 entirety with prejudice as to the following parties **ONLY**: **American Contractors Indemnity**  
6 **Company.**

7 The undersigned parties also agree that Anthony Brian Minix, individually and doing  
8 business as Minix Excavators, is not a party to this Stipulation.

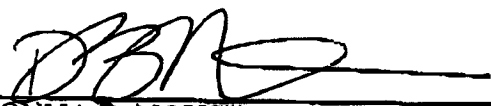
9 Dated: November 10, 2005.

10 WEINBERG, ROGER & ROSENFEID  
11 A Professional Corporation

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14 CONCEPCION E. LOZANO-BATISTA  
Attorney for Plaintiffs

15 Dated: 11/10/05

16 LANAK & HANNA, P.C.

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18 \_\_\_\_\_  
19 DONNA B. NOUSHKAM  
Attorneys for Defendant and Cross-Complainant  
20 American Contractors Indemnity Company

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